



DEW

Attorney Docket No.: 6570P054

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Jando Budzisch, et al.

Application No: 10/749,769

Filed: December 20, 2003

For: **Graphical User Interface (GUI) for
Displaying Software Component
Availability as Determined by a
Messaging Infrastructure**

Examiner: Orr, Henry W.

Art Unit: 2176

Confirmation No.: 1028

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

*I hereby certify that this correspondence is being
deposited with the United States Postal Service as
first class mail with sufficient postage in an envelope
addressed to Mail Stop Amendment, Commissioner
for Patents, P.O. Box 1450, Alexandria, VA 22313-
1450, on*

Sept. 6, 2007

(Date of Deposit)

Carla Vignola

(Printed name)

[Signature]

(Signature)

9-6-07

(Date)

**INFORMATION DISCLOSURE STATEMENT AND NOTICE OF OTHER PENDING
APPLICATION(S)**

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Submission of the enclosed information is not to be construed as an admission that the enclosed information is material to patentability of the present application or that the claims of the present application and claims of the application(s) associated with the enclosed information are not patentably distinct.

09/10/2007 TNGUYEN2 00000090 10749769

01 FC:1806

180.00 DP

Applicant would like to bring to the Examiner's attention the following co-pending patent application(s), which is/are assigned to the assignee of the present application, and which may be relevant to the present application:

The Applicant would like to bring to the Examiners attention an Office Action received in the following related co-pending application, U.S. Patent Application No. 10/749,854, entitled, "Application For Testing The Availability Of Software Components," filed on December 30, 2003. Applicant has provided the Examiner with a copy of the related Office Action, and a copy of the claims as they were presented to the PTO in response to the Office Action.

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability or constitutes prior art with respect to the present invention.


Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

- ☐ 37 C.F.R. §1.97(b).
- ☒ 37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is one of the following:
- ☐ A statement pursuant to 37 C.F.R. §1.97(e) or
- ☒ A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p).
- ☐ 37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:
- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
 - (2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: 9/6/07



Robert B. O'Rourke
Reg. No. 46,192

1279 Oakmead Parkway
Sunnyvale, CA 94085
(408) 720-8300



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application No.	10/749,769
Filing Date	December 30, 2003
First Named Inventor	Janko Budzisch
Art Unit	2672
Examiner Name	Orr, Henry W.
Attorney Docket Number	6570P054

Total Number of Pages in This Submission

11

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☒ Fee Attached

☐ Amendment / Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☒ Information Disclosure Statement

☒ PTO/SB/08

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/Incomplete Application

☐ Basic Filing Fee

☐ Declaration/POA

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s)

☐ Landscape Table on CD

☐ After Allowance Communication to TC

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify below):

Return postcard (2).

Remarks

Copy of the related Office Action for Serial No. 10/749,854, filed on December 30, 2003, Office Action mailed June 6, 2007 and a copy of the claims as they were presented to the PTO in response to the Office Action.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Robert B. O'Rourke, Reg. No. 46,972

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Signature

Date

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Typed or printed name

Carla Vignola

Signature

Date

9-6-07



FEE TRANSMITTAL for FY 2006

Patent fees are subject to annual revision.

Complete If Known

Application Number	10/749,769
Filing Date	December 30, 2003
First Named Inventor	Janko Budzisch
Examiner Name	Orr, Henry W.
Art Unit	2672
Attorney Docket No.	6570P054

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

180.00

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below

☒ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s)

☐ Credit any overpayments

under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

FEE CALCULATION

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
2053	130	2053	130	Non-English specification	
1251	120	2251	60	Extension for reply within first month	
1252	450	2252	225	Extension for reply within second month	
1253	1,020	2253	510	Extension for reply within third month	
1254	1,590	2254	795	Extension for reply within fourth month	
1255	2,160	2255	1,080	Extension for reply within fifth month	
1401	500	2401	250	Notice of Appeal	
1402	500	2402	250	Filing a brief in support of an appeal	
1403	1,000	2403	500	Request for oral hearing	
1451	1,510	2451	1,510	Petition to institute a public use proceeding	
1460	130	2460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	180.00
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify) _____					
SUBTOTAL (2)					(\$) 180.00

SUBMITTED BY

Name (Print/Type) **Robert B. O'Rourke**

Registration No.
(Attorney/Agent)

46,972

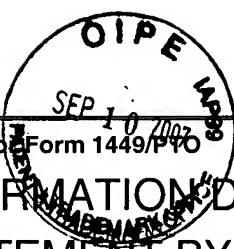
Telephone

(408) 720-8300

Signature

Date

9/6/07



Substitute for Form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Complete if Known

Application Number	10/749,769
Filing Date	12-30-2003
First Named Inventor:	Budzisch, et al.
Art Unit	2672
Examiner Name	Orr, Henry W.
Attorney Docket Number	6570P054

Sheet 1 of 1

RELATED PATENT APPLICATION INFORMATION

Examiner Initials*	Cite No ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		JANKO BUDZISCH, "APPLICATION FOR TESTING THE AVAILABILITY OF SOFTWARE COMPONENTS", Serial number 10/749,854, filed on December 30, 2003, Office Action mailed June 6, 2007. Copy of the Office Action, copy of the claims as they were presented to the PTO in response to the Office Action.	

Examiner
SignatureDate
Considered

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English Translation is attached.
This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.